

SENATE BILL NO. 254

BY SENATOR MURRAY

Prefiled pursuant to Article III, Section 2(A)(4)(b)(i) of the Constitution of Louisiana.

1 AN ACT

2 To amend and reenact R.S. 14:35.3(A) and (B)(2), relative to the crime of domestic abuse
3 battery; to provide for definitions; and to provide for related matters.

4 Be it enacted by the Legislature of Louisiana:

5 Section 1. R.S. 14:35.3(A) and (B)(2) are hereby amended and reenacted to read as
6 follows:

7 §35.3. Domestic abuse battery

8 A. Domestic abuse battery is the intentional use of force or violence
9 committed by one household member upon the person of another household member
10 ~~without the consent of the victim.~~

11 B. For purposes of this Section:

12 * * *

13 (2) "Household member" means any person of the opposite sex presently
14 living in the same residence or living in the same residence within five years of the
15 occurrence of the domestic abuse battery with the defendant as a spouse, whether
16 married or not, or any ~~minor~~ child presently living in the same residence or living in
17 the same residence within five years immediately prior to the occurrence of domestic
18 abuse battery, or any ~~biological minor~~ child of the offender regardless of where the
19 child resides.

20 * * *

1 Section 2. This Act shall become effective upon signature by the governor or, if not
2 signed by the governor, upon expiration of the time for bills to become law without signature
3 by the governor, as provided by Article III, Section 18 of the Constitution of Louisiana. If
4 vetoed by the governor and subsequently approved by the legislature, this Act shall become
5 effective on the day following such approval.

PRESIDENT OF THE SENATE

SPEAKER OF THE HOUSE OF REPRESENTATIVES

GOVERNOR OF THE STATE OF LOUISIANA

APPROVED: _____